



Practitioner's Docket No. 57471/03-380

PATENT

22264 U.S. PTO
10/681048



Preliminary Classification:
Proposed Class:
Subclass:

NOTE: "All applicants are requested to include a preliminary classification on newly filed patent applications. The preliminary classification, preferably class and subclass designations, should be identified in the upper right-hand corner of the letter of transmittal accompanying the application papers, for example 'Proposed Class 2, subclass 129.'" M.P.E.P. Section 601, 7th ed.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of

CERTIFICATION UNDER 37 C.F.R. SECTIONS 1.8(a) AND 1.10*
(When using Express Mail, the Express Mail label number is **mandatory**;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

[X] deposited with the United States Postal Service in an envelope addressed to: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

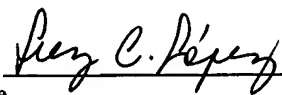
37 C.F.R. Section 1.8(a)

[] with sufficient postage as first class mail.

37 C.F.R. Section 1.10*

[X] as "Express Mail Post Office to Address"
Mailing Label No. EL923832559US
(mandatory)

Date: October 8, 2003


Signature
LUZ C. LOPEZ
(type or print name of person certifying)

Inventor(s): Michael NALLY
Mark ZEHFUSS
David ROSSI

Identifier No.: 57471/03-380

For (title): REINFORCED CUE STICK

1. Type of Application

This new application is for a(n)

(check one applicable item below)

- ☒ Original (nonprovisional)
- ☐ Design
- ☐ Plant
- ☐ Divisional.
- ☐ Continuation.
- ☐ Continuation-in-part (C-I-P).

2. Benefit of Prior U.S. Application(s) (35 U.S.C. Sections 119(e), 120, or 121)

- ☐ The new application being transmitted claims the benefit of prior U.S. application(s). This application is a _____ of corresponding application Serial No. _____, filed _____.

3. Papers Enclosed

A. Required for Filing Date under 37 C.F.R. Section 1.53(b) (Regular) or 37 C.F.R. Section 1.153 (Design) Application

 7 Pages of Specification
 5 Pages of Claims
 1 Pages of Abstract
 2 Sheets of Drawing [Formal]

(complete the following, if applicable)

☐ The enclosed drawing(s) are photograph(s), and there is also attached a "PETITION TO ACCEPT PHOTOGRAPH(S) AS DRAWING(S)." 37 C.F.R. Section 1.84(b).

☐ Formal
☐ Informal

B. Other Papers Enclosed

_____ Pages of declaration and power of attorney
_____ Pages of assignment
☒ Nonpublication Request and Certification
under 35 U.S.C. 122 (b)(2)(B)(i) (1 pg)
☒ Initial Application Data Sheet (3 pg)
_____ None
_____ Other

4. Additional Papers Enclosed

☐ Amendment to claims
☐ Cancel in this applications claims _____ before calculating the filing fee.
(At least one original independent claim must be retained for filing purposes.)
☐ Add the claims shown on the attached amendment. (Claims added have been
numbered consecutively following the highest numbered original claims.)
☐ Preliminary Amendment
☐ Information Disclosure Statement (37 C.F.R. Section 1.98)
☐ Form PTO-1449 (PTO/SB/08A and 08B)
☐ Citations
☐ Declaration of Biological Deposit
☐ Submission of "Sequence Listing," computer readable copy and/or amendment
pertaining thereto for biotechnology invention containing nucleotide and/or amino
acid sequence.
*NOTE: I hereby state that the information recorded in computer readable form is
identical to the written (on paper or compact disc) sequence listing. See 37 CFR
1.821(f).*
☐ Authorization of Attorney(s) to Accept and Follow Instructions from Representa-
tive
☐ Special Comments
☐ Other

5. Declaration or Oath (including power of attorney)

- ☐ Enclosed
(Copy of original submitted to PTO on 05/27/98)
Executed by
(check all applicable boxes)
- ☐ inventor(s).
 - ☐ legal representative of inventor(s). 37 C.F.R. Section 1.42 or 1.43.
 - ☐ joint inventor or person showing a proprietary interest on behalf of inventor who refused to sign or cannot be reached.
 - ☐ This is the petition required by 37 C.F.R. Section 1.47 and the statement required by 37 C.F.R. Section 1.47 is also attached. See item 13 below for fee.

☒ Not Enclosed.

☐ Application is made by a person authorized under 37 C.F.R. 1.41 on behalf of *all* the above named inventor(s).

☐ Showing that the filing is authorized.
(not required unless called into question. 37 C.F.R. Section 1.41(d))

6. Inventorship Statement

The inventorship for all the claims in this application are:

☒ The same.

or

- ☐ Not the same. An explanation, including the ownership of the various claims at the time the last claimed invention was made,
- ☐ is submitted.
 - ☐ will be submitted.

7. Language

- ☒ English
☐ Non-English

☐ The attached translation includes a statement that the translation is accurate. 37 C.F.R. Section 1.52(d).

8. Assignment

☐ An assignment of the invention to

☐ is attached. A separate

☐ "COVER SHEET FOR ASSIGNMENT (DOCUMENT)
ACCOMPANYING NEW PATENT APPLICATION" or

☐ FORM PTO 1595 is also attached.

☒ will follow.

9. Certified Copy

Certified copy(ies) of application(s)

Country:

Application No.:

Filed:

from which priority is claimed

☐ is (are) attached.

☐ will follow.

10. Fee Calculation (37 C.F.R. Section 1.16)

A. ☒ Regular application

CLAIMS AS FILED

Claims	Number Filed	Basic Fee Allowance	Number Extra	Rate	Basic Fee 37 C.F.R. Section 1.16(a) \$770.00
Total Claims (37 C.F.R. Section 1.16(c))	25	- 20 =	5 x	\$ 18.00	\$90.00
Independent Claims (37 C.F.R. Section 1.16(b))	2	- 3 =	x	\$86.00	\$0.00

Multiple Dependent Claim(s), if any (37 C.F.R. Section 1.16(d))	+	\$290.00	\$0.00
---	---	----------	--------

- ☐ Amendment cancelling extra claims is enclosed.
☐ Amendment deleting multiple-dependencies is enclosed.
☐ Fee for extra claims is not being paid at this time.

Filing Fee Calculation \$860.00

B. ☐ Design application
(\$310.00--37 C.F.R. Section 1.16(f))
Filing Fee Calculation \$_____

C. ☐ Plant application
(\$480.00--37 C.F.R. Section 1.16(g))
Filing Fee Calculation \$_____

11. Small Entity Statement(s)

- ☐ Statement(s) that this is a filing by a small entity under 37 C.F.R. Section 1.9 and 1.27 is (are) attached.

(complete the following, if applicable)

- ☐ Status as a small entity was claimed in prior application _____, filed on _____
_____ from which benefit is being claimed for this application under:

35 U.S.C. Section ☐ 119(e), ☐ 120,
 ☐ 121, ☐ 365(c),

and which status as a small entity is still proper and desired.

- ☐ A copy of the statement in the prior application is included.

Filing Fee Calculation (50% of A, B or C above) \$_____

12. Request for International-Type Search (37 C.F.R. Section 1.104(d))

(complete, if applicable)

- ☐ Please prepare an international-type search report for this application at the time when national examination on the merits takes place.

13. Fee Payment Being Made at This Time

☒ Not Enclosed

☒ No filing fee is to be paid at this time.

(This and the surcharge required by 37 C.F.R. Section 1.16(e) can be paid subsequently.)

☐ Enclosed

☐ Filing fee \$ _____

☐ Recording assignment
(\$40.00; 37 C.F.R. Section 1.21(h))
(See attached "COVER SHEET FOR
ASSIGNMENT ACCOMPANYING NEW
APPLICATION.") \$ _____

☐ Petition fee for filing by other than all the
inventors or person on behalf of the inventor
where inventor refused to sign or cannot be reached
(\$130.00; 37 C.F.R. Sections 1.47 and 1.17(I)) \$ _____

☐ For processing an application with a
specification in a non-English language
(\$130.00; 37 C.F.R. Sections 1.52(d) and 1.17(k)) \$ _____

☐ Processing and retention fee
(\$130.00; 37 C.F.R. Sections 1.53(d) and 1.21(l)) \$ _____

☐ Fee for international-type search report
(\$40.00; 37 C.F.R. Section 1.21(e)) \$ _____

Total Fees Enclosed \$ _____

14. Method of Payment of Fees

- ☐ Check in the amount of \$_____.
- ☐ Charge Account No. _____ in the amount of \$_____.
A duplicate of this transmittal is attached.

15. Authorization to Charge Additional Fees

- ☐ The Commissioner is hereby authorized to charge the following additional fees by this paper and during the entire pendency of this application to Account No..
- ☐ 37 C.F.R. Section 1.16(a), (f) or (g) (filing fees)
- ☐ 37 C.F.R. Section 1.16(b), (c) and (d) (presentation of extra claims)
- ☐ 37 C.F.R. Section 1.16(e) (surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application)
- ☐ 37 C.F.R. Section 1.17(a)(1)-(5) (extension fees pursuant to Section 1.136(a).
- ☐ 37 C.F.R. Section 1.17 (application processing fees)
- ☐ 37 C.F.R. Section 1.18 (issue fee at or before mailing of Notice of Allowance, pursuant to 37 C.F.R. Section 1.311(b))

16. Instructions as to Overpayment

- ☐ Credit Account No. _____.
- ☐ Refund

17. Correspondence Address

Customer No. 22206

Respectfully submitted,

10/8/03
DATE

Reg. No.: 36,050

Tel. No.: (918) 599-0621

Customer No.: 22206

228428.1


SIGNATURE OF PRACTITIONER

R. Alan Weeks
(type or print name of practitioner)

321 S. Boston Ave., Suite 800
P.O. Address

Tulsa, OK 74103-3318

CERTIFICATE OF MAILING UNDER 37 CFR 1.8

I hereby certify that this correspondence and any document referred to as being attached thereto is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Mail Stop PGPUB, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on October 8, 2003.

LUZ C. LOPEZ
(Type name of person mailing paper)


(Signature)

PTO/SB/35 (11-00)
Approved for use through 10/31/2002, OMB 0651-0031
U.S. Patent and Trademark Office
U.S. DEPARTMENT OF COMMERCE

NONPUBLICATION REQUEST UNDER 35 U.S.C. 122 (b)(2)(B)(i)	Docket No.	57471/03-380
	Inventor	Michael NALLY et al.
	Title	Reinforced cue stick

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

10/8/03

Date



Signature

R. Alan Weeks, Attorney of Record

Typed or printed name

Registration No. 36,050

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**